HIGH COURT OF CHHATTISGARH AT BILASPUR
Writ Petition No. 2115 of 2001

PETITIONERS :

1. Deepak Lal Shah son of G.M. Seth, aged about 40 years, resident of opposite police Line, Dhamtari Road, Raipur (CG).
2. Madan Lal Sahu S/o Man Singh Sahu, C/o Baba Transport, Raipur (CG).
3. Guru Prasad Dewangan son of N.P. Dewangan C/o Baba Transport, Bilaspur (CG).
4. Baldev Singh son of Inder Singh C/o Baba Transport, Raipur (CG).
5. Bharat Dewangan S/o Ishwar Dewangan C/o Baba Transport, Raipur (CG).
6. G.P. Sinha son of C.R. Sinha C/o Baba Transport, Raipur (CG).
7. M/s Coal Feeders Prop: V.K. Lunia through General Manager, Deepak Lal Shah, Baba Transport, Rama Bhata, Raipur (CG).

VERSUS

RESPONDENTS :

1. State of Chhattisgarh through Secretary, Department of Transport, D.K. Bhawan, Raipur (CG).
2. Registering Authority/RTO, Raipur.
3. Area Manager, Rajgamar Project, Korba (CG).

(WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA)

(SB: Hon'ble Mr. Satish K. Agnihotri, J.)

Present : Shri Amit Kumar Sharma, Advocate for the petitioners.
Shri Vivek Sharma, Panel Lawyer for the State.

ORAL ORDER
(Passed on this 16th of November, 2007)

1. The petitioners have filed this petition seeking a writ of mandamus against the respondent No. 2. to make the entry of gross laden weight to 18000 Kg. in the registration particulars in respect of goods vehicles owned by the petitioners to enable the petitioners to transport the goods accordingly.

2. The petitioners have not made out a case indicting that there is violation of legal right or any other right which has accrued to them. This petition is vague. The prayer is wide and vague by seeking a direction to the respondents to make entry of gross laden weight to 18000 Kg. in the registration particulars in respect of goods vehicles owned by the petitioners. Even otherwise, no mandamus of the above nature could be issued to the authorities concerned without examining the facts of the case.

3. If the petitioners continue to be aggrieved, there is an alternative remedy of appeal under the provisions of law, which the petitioners have failed to avail.
4. In view of the foregoing, there is no merit in the case. The petition is accordingly dismissed. No order as to costs.
5. M(W)P 158/2002 and 690/2002 stands disposed of.

Sdl-
Satish K. Agnihotri
Judge

Sahu